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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Donald G. RUSSELL)	Confirmation No.	N/A
)		
Serial No.: 10/722,920)	Art Unit:	2882
)		
Filing Date: 11/26/2003)	Docket No.:	98005.00012
)		
For: MARKERS, METHODS OF MARKING, AND)	Customer No.:	21832
MARKING SYSTEMS FOR USE IN ASSOCIATION)		
WITH IMAGES)		

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LETTER TO THE OFFICIAL DRAFTSPERSON

Dear Sir:

Transmitted herewith for filing in connection with the above-identified patent application are 24 sheets of formal drawings to replace the 24 sheets of informal drawings currently on file. As further described hereinafter, the formal drawings incorporate corrections of various informalities found in the informal drawings. Applicant respectfully submits that no new matter has been added. Approval of the formal drawings is respectfully requested.

As stated above, the formal drawings incorporate corrections of various informalities found in the informal drawings. For example, in FIG. 1 of the formal drawings, line segments 112, 116 of target sight 101 are shown aligned with one another. This correction is supported by the specification, for example, but not limited to, at one or more portions of page 9, lines 17-18, which states that "[t]he target site comprises a series of concentric circles 106, 108 and cross hairs (e.g., formed of line segments 110, 112, 114, 116)."

Another example of the corrections appears in FIG. 1 of the formal drawings, wherein line 114 is shown having the same length as line 110. This correction is supported by the specification, for example, but not limited to, at one or more portions of page 10, lines 1-3 which states that “[i]n some embodiments, . . . each of the line segments has a length of 1.5 cm . . .”.

Each of the above corrections are also supported, for example, but not limited to, one or more portions of page 14, line 30 – page 15, line 3, which states that “marker 1100 is similar to the marker 100” and that “like reference numerals preceded by the numeral ‘11’ instead of the numeral ‘1’ are used to indicate like elements . . .”. Note that in FIG. 15 of the informal drawings, lines 1112, 1116 of marker 1100 appear to be aligned with one another; line 1114 appears to have a length similar to that of line 1110.

Another example of the corrections appears in FIG. 14 of the formal drawings, wherein the target sight of marker 1000 is shown without stray marks. This correction is supported, for example, but not limited to, at one or more portion of page 14, lines 26-29, which states that “marker 1000 is similar to the marker 900”. It should also be noted that specification page 14, lines 21-22 states that the “marker 900 is similar to the marker 100”. Specification page 9, lines 14-17 states that “the marker the marker 100 includes a base (or substrate) 102 that comprises a clear, thin plastic sheet of an appropriate size and shape. The marker 100 is inscribed with a target sight 101 to aid, for example, in precisely identifying a feature of interest and/or a center of a site of interest within the image”.

Another example of the corrections appears in FIG. 14 of the formal drawings, wherein the hatching is shown extending in a direction from lower left to upper right.

Another example of the corrections appears in FIG. 20 of the formal drawings, wherein the outer edge of marker 1600 is shown with various straight segments. This correction is supported, for example, but not limited to, at one or more portions of page 16, lines 8-13, which states that “marker 1600 is similar to the marker 1500”. Note that specification page 15, lines 28-31 states that “marker 1500 is similar to the marker 100 . . . except that . . .”.

Another example of the corrections appears in FIG. 30 of the formal drawings, wherein the outer edge of marker 3200 is shown smooth. This correction is supported, for example, but not limited to, at one or more portion of page 22, lines 13-17, which states that “marker 3200 is

similar to the marker 3100". Note that specification page 22, lines 5-8 states that the marker 3100 is similar to the marker 100 . . . except . . .".

Another example of the corrections appears in FIG. 32 of the formal drawings, wherein the sight is shown having smooth lines and concentric circles. This correction is supported, for example, but not limited to, at one or more portions of page 22, lines 27-31, which states "marker 3400 is similar to the marker 100 . . . except . . .". Note that specification page 9, lines 17-18 states that "[t]he target site comprises a series of concentric circles 106, 108 and cross hairs (e.g., formed of line segments 110, 112, 114, 116)".

Further examples of corrections of informalities can be seen by reference to the formal and informal drawings.

Applicant respectfully submits that no new matter has been added. Notwithstanding, Applicant requests that the Official Draftsperson make his/her own determination as to this issue.

No fee is believed associated with this submission; however, if an additional fee or extension is required, please consider this a petition therefore, or otherwise if necessary to cover any deficiency in fees already paid, or to credit any overpayment, authorization is hereby given to charge our Deposit Account No. 50-1402.

Respectfully submitted,

Date: September 10, 2004

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